

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

DAMIAN STINNIE, MELISSA
ADAMS, and ADRAINNE JOHNSON,
individually, and on behalf of all others
similarly situated; WILLIEST BANDY,
and BRIANNA MORGAN, individually,
and on behalf of all others similarly
situated,

Plaintiffs,

v.

RICHARD D. HOLCOMB, in his official
capacity as the Commissioner of the
VIRGINIA DEPARTMENT OF MOTOR
VEHICLES,

Defendant.

Civ. No: 3:16-cv-00044

[PROPOSED] ORDER

The Court has reviewed and hereby ADOPTS the parties' Stipulation of Dismissal filed on May 7, 2020. This action is DISMISSED as MOOT. The Court RETAINS JURISDICTION to decide the issue of whether to award attorneys' fees, and, if so, in what amount.

The Court ORDERS that briefing on attorneys' fees shall be BIFURCATED. First, the parties will brief whether Plaintiffs are entitled to attorneys' fees. Second, if the Court determines that Plaintiffs are entitled to attorneys' fees, the parties will brief the amount and reasonableness of any fees.

The Court further ORDERS that the parties shall file papers on the attorneys' fee issues in accordance with the following briefing schedule: Plaintiffs shall file any petition or motion for attorneys' fees along with their brief in support of entitlement to such fees within sixty (60) days

of the date of entry of this Order. Defendant shall file his response brief within sixty (60) days of the date of filing of Plaintiffs' brief. Plaintiffs shall file any reply within thirty (30) days of the date of the filing of Defendant's response.

If this Court determines that Plaintiffs are entitled to an award of attorneys' fees, Plaintiffs shall file papers setting forth their requested amount with supporting documentation and briefing within sixty (60) days of the entry of the Order of this Court granting the request for fees. Defendant shall file his response within sixty (60) days of the date of the filing of Plaintiffs' papers. Plaintiffs shall file any reply within thirty (30) days of the date of the filing of Defendant's response.

SO ORDERED, this the ____ day of May, 2020.

Judge Norman K. Moon

WE ASK FOR THIS:

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